

<input type="checkbox"/> STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY <input type="checkbox"/> IN THE COURT OF APPEALS	CLAIM OF APPEAL	CASE NO. CIRCUIT DISTRICT PROBATE
Court address		Court telephone no.

Plaintiff/Petitioner name(s) and address(es). <input type="checkbox"/> Appellant <input type="checkbox"/> Appellee	v	Defendant/Respondent name(s) and address(es). <input type="checkbox"/> Appellant <input type="checkbox"/> Appellee
Attorney, bar no., address, and telephone no.		Attorney, bar no., address, and telephone no.
<input type="checkbox"/> Probate In the matter of _____		
Other interested party(ies) of probate matter		

1. _____, claims an appeal from a final judgment or order entered on
 Name _____ in the _____ Court of the State of Michigan,
 Date _____ Court name and number or county
 by ☐ District ☐ Circuit ☐ Probate Judge _____ Bar no. _____
2. Bond on appeal is ☐ filed. ☐ attached. ☐ waived. ☐ not required.
3. ☐ a. A transcript has been ordered.
☐ b. No record was made.
- ☐ 4. THIS CASE INVOLVES A CONTEST AS TO THE CUSTODY OF A MINOR CHILD.

Date _____	Appellant/Attorney signature _____
Address _____	City, state, zip _____ Telephone no. _____

PROOF OF SERVICE

I certify that I served a copy of this claim of appeal and bond (if required) upon

Name _____	on _____	by _____	<input type="checkbox"/> personal service. <input type="checkbox"/> first class mail.
Date _____			
Name _____	on _____	by _____	<input type="checkbox"/> personal service. <input type="checkbox"/> first class mail.
Date _____			
Name _____	on _____	by _____	<input type="checkbox"/> personal service. <input type="checkbox"/> first class mail.
Date _____			

Date _____	Signature _____
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SUGGESTED PROCEDURE FOR APPEALS AS A MATTER OF RIGHT
TO THE CIRCUIT COURT AND COURT OF APPEALS

1. In appeals from district courts, get bond on appeal set and approved by the district court judge.
- and 2. In all appeals as of right, file with the clerk of the court to which appeal is taken (circuit court in the case of district court appeals and the court of appeals in probate [MCL 600.861; MSA 27A.861] and circuit court appeals) and pay the appeal fee (\$5.00 in appeals from district to circuit court [MCL 600.2528; MSA 27A.2528] and \$100.00 in appeals from probate or circuit court to the Court of Appeals [MCL 600.321; MSA 27A.321]).
- and 3. Order, in writing, requesting a copy of the transcript and secure payment for it.
- and 4. In addition, in appeals to the Court of Appeals, file with the clerk of the Court of Appeals:
 - a. Copy of order or judgment appeal form.
 - b. True copy of approved bond (if required).
 - c. Copy of the certificate of court reporter or recorder stating that the transcript has been ordered and payment secured, including a statement that the transcript will be filed as soon as possible, or a statement that the transcript has been filed or that there is no record to be transcribed.
 - d. If applicable, an affidavit showing that the claim of appeal is timely filed.
 - e. Proof that a copy of the claim was served on all required parties.
- and 5. File with the clerk of the trial court:
 - a. A copy of the claim of appeal (showing the appeals court number).
 - b. Copy of the certificate of court reporter or recorder stating that the transcript has been ordered and payment secured, including a statement that the transcript will be filed as soon as possible, or a statement that the transcript has been filed or that there is no record to be transcribed.
 - c. Post any bond required by law.
 - d. In appeals from district and probate courts, file exhibits in appellant's possession.
 - e. In appeals from probate and circuit courts, file an affidavit or other evidence of compliance with any other act required by law.
 - f. Pay any fee required by law (in appeals from district court, this requires payment by the appellant of the taxable costs of the prevailing party, \$2.00 return fee, and \$5.00 clerk and entry fee [MCL 600.5636; MSA 27A.5636]).
- and 6. Within seven (7) days after the claim of appeal is filed in appeals to the circuit court and within the time for taking appeals to the Court of Appeals, appellant must serve on all persons entitled by rule or law to notice of the appeal:
 - a. A copy of the claim of appeal.
 - b. A copy of the bond.
 - c. In appeals from district court to circuit;
 - 1) a statement when the appeal bond was filed, when the required fees were paid, when acts required such as delivery or deposit of money, property, or documents or other required acts were performed and the nature of the acts,
 - 2) a copy of the reporter or recorder certification,
 - 3) file in district and circuit court proof of service of all required documents.